



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Howard B. Goldman

Group Art Unit: 3661

Serial No: 09/809,399

Filed : 03/16/01

Examiner: Nguyen, Thu V.

Title : CONCEALABLE PORTABLE
GPS COMMUNICATION SYSTEM

DECLARATION UNDER 37 C.F.R. 1.131(b)

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GROUP 3600

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner of Patents, Alexandria, VA 22313-1450 on 3/29/04

Name

Reg. No.

Dear Sir:

Howard B. Goldman, the Applicant in the above-identified patent application, declares as follows:

1. That I am a citizen of the United States of America and all the foregoing acts and conceptions recited below occurred in the United States of America.

2. That I am the operator of a website which sells various devices for use in covert investigations and that I have archived records for retention for the period from about January 2000 to

about December 2000 by scanning hard copies of documents generated during the course of my business into digitized format, have destroyed hard copies and that all Exhibits presented herewith are prints of archived digitized records.

3. That prior to March 28, 2000, I assembled a GPS tracking device and system for manufacture and sale as a covert, under vehicle unit, but found that it was unreliable for use unless the antenna was arranged in plain sight.

4. That prior to March 28, 2000, I conceived of and did experimentally imbed the components of the antenna of my GPS tracking device within a polymeric composition taken from a gallon can that I had in my inventory, of a polymeric composition comprising conductive metal particles, and discovered the GPS tracking unit had improved reception of RF signals from GPS satellites.

5. That beginning on March 28, 2000 I sold a GPS tracking unit with the components of the antenna of the unit imbedded within such polymeric composition described in numbered paragraph 4 to experimentally test whether a customer would experience the same success as I had, and as proof thereof, attached as Exhibit A is a printed copy of archived digitized invoice 829549 and an archived digitized shipping receipt which shows my shipping such unit to a customer on March 28, 2000.

6. That on May 15, 2000 I was interviewed by CNN INSIGHT series regarding the "THE INSTRUMENTS OF ESPIONAGE", wherein I disclosed on national television the proprietary imbedded antenna of my GPS tracking unit. Exhibit B, comprises a printed copy of a digitized archived transcript of the interview provided to me by CNN.

7. That prior to January 8, 2001, I discussed filing a US patent application on my invention with William J. Crossetta, Esq., a registered patent attorney and on January 11, 2001 I e-mailed to Mr. Crossetta disclosure of the specific composition of the preferred conductive metal particle containing polymer composition I was using for imbedding the antenna. Attached as Exhibit C is a printed copy of the digitized archived e-mail sent to Mr. Crossetta.

8. That on January 12, 2001 Mr. Crossetta FAXED and mailed me a letter in which he described my invention as I had described it to him. Attached as Exhibit D is printed copy of this digitized and archived letter, with privileged and confidential information not relating to the date of conception or reduction to practice redacted.

9. That I authorized preparation of a US Patent Application, and on February 1, 2001 I met with Mr. Crossetta at which time we reviewed a draft he provided of the application as it was understood by both of us to be filed with corrections.



That on February 6, 2001, Mr. Crossetta Faxed me re-written pages 16-21 of the specification for my review together with 5 figures which had been faxed to Mr. Crossetta from the draftsman, to be included in the application. Exhibit E is a printed copy of the digitized archived fax received from Mr. Crossetta.

The declarant further states that the above statements were made with the knowledge that willful false statements and the like are punishable by fine and/or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that any such willful false statement may jeopardize the validity of this application or any patent resulting therefrom.

Date: 3/29/04

A handwritten signature in black ink, appearing to read "Howard B. Goldman". It is written in a cursive style with a large, stylized initial 'H'.

Howard B. Goldman